

NO. 72422

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAR 29 2005

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAR 29 2005

The applicant **Kenneth C. and Jeanne M. Barnes** hereby make application for permission to change the **Point of Diversion, Place and Manner of Use of a portion** of water heretofore appropriated under **60638**

1. The source of water is **underground**
2. The amount of water to be changed **0.0041 c.f.s. not to exceed 3.0 acre-feet annually**
3. The water to be used for **commercial**
4. The water heretofore permitted for **municipal**
5. The water is to be diverted at the following point **NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29, T. 14 N., R. 20 E. MDM, or at a point from which the center $\frac{1}{4}$ corner bears North 61° 03' East a distance of 1,949 feet.**
6. The existing permitted point of diversion is located within **SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 30, T. 13 N., R. 20 E., MDM, or at a point from which the SW corner of Section 31, T. 13 N., R. 20 E., MDM, bears S. 10°43'34" W. a distance of 9,081.61 feet. (Minden Well #4)**
7. Proposed place of use **19.07 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29, T. 14 N., R. 20 E. MDM**
8. Existing place of use **See attached**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **well, pump, motor, piping and distribution system.**
12. Estimated cost of works **\$10,000**
13. Estimated time required to construct works **2 years**
14. Estimated time required to complete the application of water to beneficial use **5 years**

15. Remarks: Water will be used for a commercial nursery operation. Please use maps on file at the Division of Water Resources under Application 49954 to support the existing Point of Diversion and under Application 60635 to support the existing Place of Use.

By s/ **Bruce R. Scott, Resource Concepts, Inc.**
Bruce R. Scott
340 North Minnesota Street
Carson City, Nevada 89703

Compared mt/gkl lt/gkl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, manner of use and place of use of a portion of the waters of an underground source as heretofore granted under Permit 60638 is issued subject to the terms and conditions imposed in said Permit 60638 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

(Continued on Page 3)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0041 cubic feet per second, **but not to exceed 3.0 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

November 3, 2008

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

November 3, 2011

Map in support of proof of beneficial use shall be filed on or before:

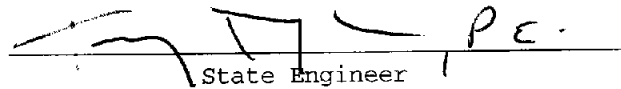
N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 3rd day of November, A.D. 2006


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A _____

Certificate No. _____ Issued _____

Attachment to Change Application 72422^{ab} under Permit 60638

Questions 8. Existing Place of Use:

Section 1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23, 24, 25, 26, 27, 34, 35, and 36,
Township 14 North, Range 19 East, M.D.M.,

Sections 1, 2, 3, E $\frac{1}{2}$ Section 4, NE $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$, and E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 9, Sections 10,
11, 12, 13, 14, 15, and E $\frac{1}{2}$ NE $\frac{1}{4}$, and E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 16, E $\frac{1}{2}$ NE $\frac{1}{4}$, and E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 21,
Sections 22, 23, 24, 25, 26, 27, E $\frac{1}{2}$ Section 28, E $\frac{1}{2}$ Section 33, Sections 34, 35, and 36,
Township 13 North, Range 19 East, M.D.M.,

Sections 1, 2, 3, NE $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$, and E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 4, Sections 10, 11, 12, 13,
14, 15, the NE $\frac{1}{4}$ and portions of the NW $\frac{1}{4}$, SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ of Section 22, Sections 23,
24, and 25, the NE $\frac{1}{4}$ and portions of NW $\frac{1}{4}$, SW $\frac{1}{4}$, and SE $\frac{1}{4}$ of Section 26, the NE $\frac{1}{4}$ and
portions of NW $\frac{1}{4}$ and SE $\frac{1}{4}$ of Section 36, Township 12 North, Range 19 East, M.D.M.,

Sections 1 through 36, Township 12 North, Range 20 East, M.D.M.,

Sections 1 through 36, Township 13 North, Range 20 East, M.D.M.,

W $\frac{1}{2}$ Section 5, Sections 6, 7, 8, and Sections 13 through 36, Township 14 North, Range
20 East M.D.M.,

Sections 18, 19, 30, and 31, Township 14 North, Range 21 East, M.D.M.,

Sections 6, 7, 18, 19, 30, and 31, Township 13 North, Range 21 East, M.D.M.,

Sections 6, 7, 18, 19, and 30, Township 12 North, Range 21 East, M.D.M.,

All in Douglas County, Nevada.